

App. No. 09/820,501

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Nizamudeen Ishmael JR.
Serial No. : 09/820,501
Filed : March 29, 2001
Art Unit : 2142
Examiner : Nguyen, Hai V.
Title : An Interactive Data Processor Controlled Display Interface For
Tracking Allocated Messages In A Dynamic Workload Balancing
Communication System

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


**DECLARATION OF PRIOR INVENTION IN THE UNITED STATES OR IN A
NAFTA OR WTO MEMBER COUNTRY TO OVERCOME CITED PATENT OR
PUBLICATION (37 C.F.R. § 1.131)**

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8)

I hereby certify that, on the date shown below, this correspondence is being:

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22313-1450.


RcNea D. Berggren

FACSIMILE

[X] transmitted by facsimile to the
Patent and Trademark Office at
(703) 746-7239.

Date: November 15, 2004

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Dear Sir:

This declaration, submitted prior to final rejection, is to establish conception of the invention at a date prior to August 14, 2000, which is the effective date of a reference (U.S. Patent 6,697,858) cited by the examiner, coupled with diligence in completing the invention in this application in the United States until filing of the patent application on March 29, 2001.

1. The persons making this declaration are two of the four joint inventors. Inventor Kulvir Singh Bhogal is currently working on an assignment outside of the United States and unavailable to sign the declaration and Inventor Baljeet Singh Baweja is no longer employed by IBM Corporation and was not located.
2. Conception of the invention occurred prior to the effective date of the reference, August 14, 2000.
3. From the date of conception to August 14, 2000, inventors diligently prepared an invention disclosure (Exhibit A).
4. The invention disclosure was submitted to the IBM legal Department prior to the effective date of the reference, August 14, 2000.
5. The patent application was filed on March 29, 2001

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DECLARATION

As a person signing below:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 11/15/04

FULL NAME:


NIZAMUDEEN ISHMAEL JR.

Residence:

15216 Deussillas Dr
Pflugerville Tx 78660

Citizen of USA

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Dated: 11/15/04

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